

CLASSIFICATION OFFICE DECISION

Title of publication: deckchair01

Other known title(s): Not stated

OFLC ref: 1900040.009

Medium: Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Waitakere District Court

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 28 February 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The image file is deemed to be objectionable because it promotes and supports the exploitation of children for sexual purposes because it depicts a naked child performing a sexual act. The image is clearly intended to arouse those with a sexual interest in boys. The availability of such material encourages the creation or reinforcement of this sexual interest by presenting children as appropriate subjects for adult sexual attention. The objectionable classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention to limit the availability of publications that promote and support the exploitation of children for sexual purposes and also reflects the concern of a free and democratic society to protect its young and vulnerable members from such exploitation.